

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554**

In the Matter of	)	
	)	
<b>Qwest Communications</b>	)	<b>WC Docket No. 02-314</b>
<b>International Inc.</b>	)	
	)	
Consolidated Application for Authority	)	
to Provide In-Region, InterLATA Services	)	
in Colorado, Idaho, Iowa, Montana,	)	
Nebraska, North Dakota, Utah,	)	
Washington, and Wyoming	)	

**REPLY DECLARATION OF NANCY LUBAMERSKY**

Pursuant to 47 C.F.R. § 1.16, Nancy Lubamersky declares as follows:

1. My name is Nancy Lubamersky. My business address is 11 Upper Ardmere Road, Larkspur, CA 94939. I am Senior Director of Qwest's 271 team. I am submitting this Declaration in response to the Declaration of Mr. Edward F. Stemple.
2. In the e-mail to Senator McCain attached to his Declaration, Mr. Stemple alleges that on July 23, 2002, "the management in my center removed all visible reference to what we call MLT testing from bannerboards and team checklists that could be observed by the regulators." He alleges that Qwest was trying to hide MLT test results from the FCC. This is a gross exaggeration.
3. Upon arriving at the QCCC for the May 15, 2002, site visit, I noticed several employee performance chart-boards with many sheets of information on them regarding the performance of the QCCC and that one sheet of

information on the board reported the percentage of time that service representatives were performing MLT tests. I asked that that chart be removed.<sup>1</sup> I did this not to hide the fact that the QCCC was conducting MLT testing, but because I did not want to trigger a discussion about unrelated technical and policy issues regarding pre-order MLT that I was not prepared to address that day. At the time, a number of state commissions were still considering whether to order Qwest to provide pre-order access to MLT,<sup>2</sup> and I was not sure how to answer if I were asked how Qwest would implement an order to provide such access to MLT. In addition, I was not personally able to explain whether or how other MLT test results (totally unrelated to the MLT loop provisioning testing performed by the QCCC) was populated in LFACs or Qwest's Loop Qualification Database.<sup>3</sup>

4. In retrospect, I regret making this decision, but it seemed to be the right thing to do at the time. It is a source of great pride to me to be able to respond thoroughly to every single question asked by a regulator, and I have a strict policy of not speculating if I am unsure of the facts. In this instance, because I would not be able to respond to potential questions, I did not want to discuss still pending MLT issues at that time and asked that the results page be taken down. If

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<sup>1</sup> Examples of the charts are attached to the Declaration of Mary Pat Cheshier as Exhibit MPC-QCCC-4.

<sup>2</sup> Exhibit NL-QCCC-1 is a chart depicting the timing of decisions on access to MLT by the fourteen state commissions in Qwest's region.

<sup>3</sup> The unrelated process by which MLT information updates the Loop Qualification Database has been fully discussed in Qwest's 271 proceedings. See Qwest II Reply Declaration Of Lynn M. V. Notarianni & Christie L. Doherty ¶¶ 50-52.

I had attended the July 23 visit, I had done enough research to be able to respond to questions, and would have told the center personnel to keep the charts up. Before the September 27 visit, I told the center personnel to keep the charts up.

5. When I asked that the results page be taken down, I told Ms. Cheshier that I was in no way suggesting or telling her to deviate from normal methods and procedures during the visit. Ms. Cheshier responded that even if I told her to, she would not instruct her people to change what they do just because a regulator is visiting.